

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

THE PUBLIC INTEREST LEGAL FOUNDATION,	:	
	:	
Plaintiff,	:	
	:	
v.	:	NO. 1:19-CV-622
	:	
KATHY BOOCKVAR, in her official capacity as Acting Secretary of the Commonwealth of Pennsylvania, JONATHAN M. MARKS, in his official capacity as Deputy Secretary for Elections and Commissions, and the BUREAU OF COMMISSIONS, ELECTIONS AND LEGISLATION,	:	CHIEF JUDGE CONNER ELECTRONICALLY FILED
	:	
Defendants.	:	
	:	

**DEFENDANTS' MOTION FOR BRIEF STAY OF PROCEEDINGS
PENDING DECISION ON MOTION FOR
CERTIFICATION UNDER 28 U.S.C. § 1292(b)**

Defendants Kathy Boockvar, Secretary of the Commonwealth of Pennsylvania, and Jonathan M. Marks, Deputy Secretary for Elections and Commissions,¹ by and through their undersigned counsel, hereby move for a brief stay of proceedings and deadlines in this matter pending disposition of Defendants'

¹ Defendant Bureau of Commissions, Elections and Legislation was dismissed as a party by the Memorandum and Opinion dated December 13, 2019. (ECF No. 23.)

Motion for Certification Under 28 U.S.C. § 1292(b). The grounds supporting this motion are set forth in Defendants' supporting memorandum which is being filed contemporaneously herewith.

Respectfully submitted:

/s/ Daniel T Brier
Daniel T. Brier
Donna A. Walsh
Suzanne P. Conaboy

Counsel for Defendants, Kathy
Boockvar and Jonathan M. Marks

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Dated: January 6, 2020

CERTIFICATE OF NON-CONCURRENCE

I, Daniel T. Brier, hereby certify that I sought the concurrence of counsel for Plaintiff, Noel Johnson, Esquire, in this Motion. Mr. Johnson does not concur in this Motion.

/s/ Daniel T. Brier

Date: January 6, 2020

CERTIFICATE OF SERVICE

I, Daniel T. Brier, hereby certify that a true and correct copy of the foregoing Motion for Brief Stay of Proceedings was served upon the following counsel of record via the Court's ECF system on this 6th day of January, 2020:

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/s/ Daniel T. Brier